

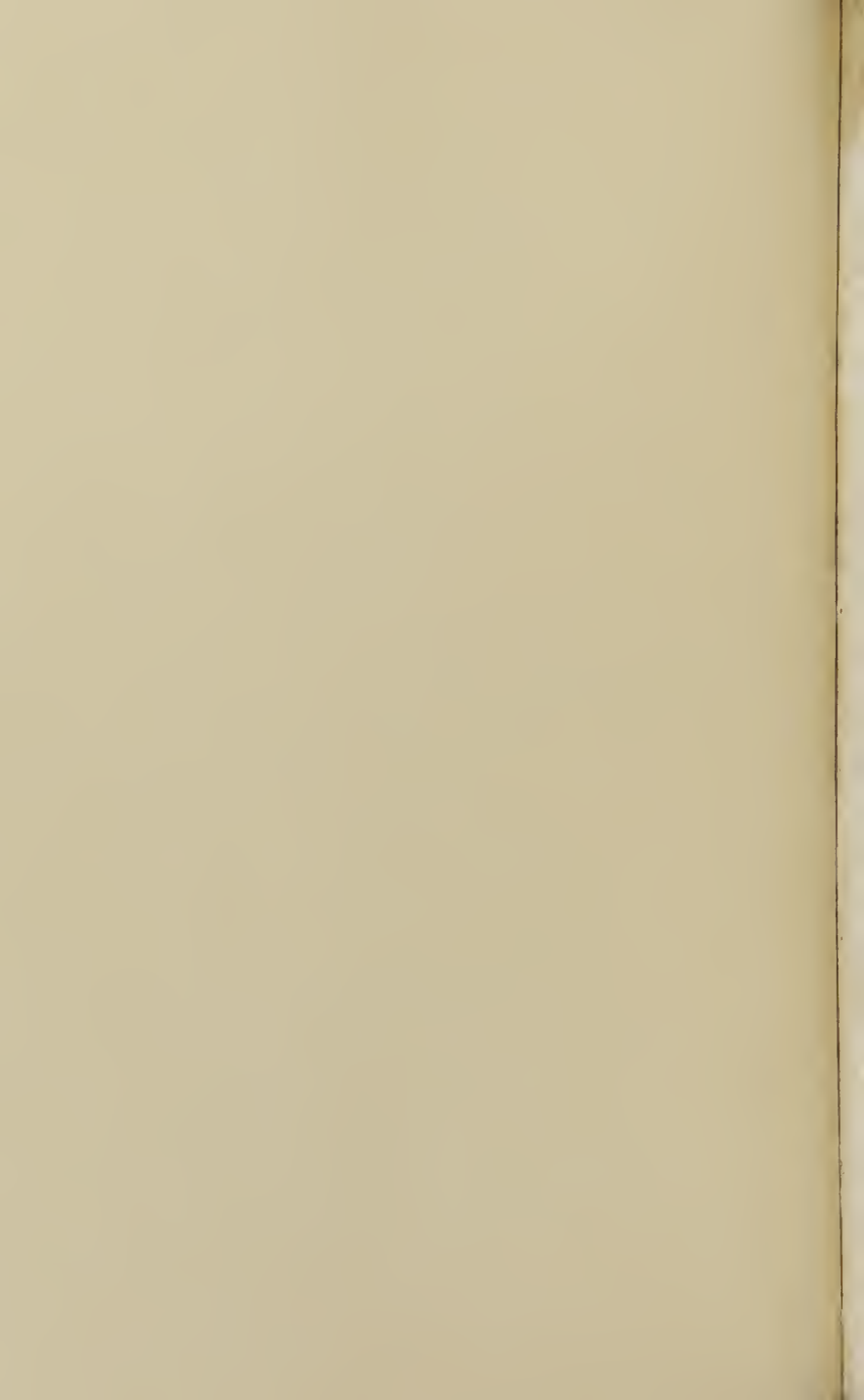
UNITED STATES OF AMERICA



FOUNDED 1836

WASHINGTON, D.C.

B19574



La Prairie

AN ACT

TO PROVIDE AGAINST

INFECTIOUS AND PESTILENTIAL

DISEASES.

==

Passed April 14th, 1820.

0 H 6 AUG 68

374029

CONTENTS.

SECTION 1.

BOARD OF HEALTH appointed by the Common Council—Health Commissioners to be *ex officio* members of said Board—Duties of the Health Officer, the Resident Physician, and the Health Commissioner, distinct from their duties as members of the Board of Health—appointed by the Governor and Council of Appointment—in case of death or resignation, the Mayor or Recorder appoints to such vacancy—Commissioners to give notice of the situation of their office.

SECTION 2.

All vessels from Asia, Africa, and their islands, the Mediterranean, America south of Georgia, the West India, Bahama, Bermuda, or Western Islands, from any foreign port with forty or more passengers, and any vessel on board of which any person may have died, or been sick, while at a foreign port, or on her homeward passage, are subject to quarantine at all times of the year, at the discretion of the Health Officer.

SECTION 3.

All vessels from the West Indies, Bermuda, America south of Georgia and north of the equator, and Africa, between the 31st of May and the 1st of October, are subject to quarantine, *four* days at least, together with their passengers and crews, and when permitted to depart, must not come within three hundred yards of the city—Their cargoes being discharged, and the vessels having been reported clean by the Inspector, the Commissioners may permit them to come to the

wharf, after which they may not change their births without their further order.

SECTION 4.

All vessels from the Mediterranean, Asia, America south of the equator, or from Madeira, Canary, Cape De Verd, Western, or Bahama Islands, between the 31st of May and the 1st of October, are subject to *two* days quarantine at least; after which, the Health Officer shall direct to what wharf they may come, and they cannot change their births without an order from the Commissioners.

SECTION 5.

Coasting Vessels, south of Cape Henlopen, between the 31st of May and the 16th of October, are subject to quarantine.

SECTION 6.

All vessels coming from sickly ports, or having had sickness or death of malignant fever on board, shall be unloaded, cleansed, and purified at the quarantine ground, at any season of the year; and all such vessels, between the 31st of May, and 1st of October, shall be detained not less than *thirty* days, after which, when judged safe by the Health Officer, he shall report them to the Board of Health for further directions; and no person from on board such vessel, shall be permitted to go to the city of New-York until twenty days after the last death or sickness of malignant fever.

SECTION 7.

All vessels bound to the eastward of New-York, are permitted to pass (after examination by the Health Officer) through the Sound, without intercourse with said city.

SECTION 8.

The Governor, Mayor, or Recorder, may interdict the communication between the city of New-York and any place where an infectious or pestilential fever exists, by land or water; and all persons violating said prohibitions, may be apprehended and conveyed out of the city.

SECTION 9.

All vessels lying at the wharves, or in the vicinity of the city, and all articles or things prejudicial to the public health, may be ordered to the quarantine ground, by the Commissioners of Health, the Mayor, or the Board of Health.

SECTION 10.

All vessels subject to quarantine by this act, shall not be exempted

therefrom, by having previously entered any port of the United States, unless they shall have discharged their cargoes, been purified, and remained twenty days unladen.

SECTION 11.

All vessels subject to quarantine, must have a written permit from the Health Officer, before they come to the city, which permit must be delivered at the Health Office in New-York, within twenty-four hours after their arrival.

SECTION 12.

Colours must be fixed in the main shrouds of all vessels subject to quarantine.

SECTION 13.

The Health Officer is to enter on board every vessel subject to quarantine, and make all necessary examinations.

SECTION 14.

All persons having intercourse with vessels at quarantine, are guilty of a misdemeanor, and may be fined and detained at quarantine.

SECTION 15.

The Health Officer may take a bond from persons wishing to proceed beyond the city of New-York, who are under quarantine.

SECTION 16.

The Health Officer may destroy bedding and clothing, when necessary to prevent infection; and the Board of Health may order a cargo or other things to be destroyed for like cause.

SECTION 17.

No boat can land after sunset, or pass between vessels at quarantine, at any time, without permission from the Health Officer.

SECTION 18.

Cotton, the growth of the United States, cannot be brought south of Spring-street, &c., between the 31st day of May, and the 1st of October. Impure, damaged, or foreign cotton, must be landed at, and may be exported from, the quarantine ground, during the said period. All hides and skins, during the same period, must be landed at quarantine, and if sound, may be taken north of Spring-street, &c.— Sound cotton, of United States growth, and sound hides, may be taken from their places of deposit, and by water only, put on board vessels lying at the wharves, for exportation.

SECTION 19.

Health Officer may grant permits to lighters.

SECTIONS 20 & 21.

Duty of Pilots.

SECTION 22.

Commissioners to report Pilots, who neglect duties enjoined upon them by this law, to the Wardens of the Port.

SECTION 23.

The Commissioners of Health to hold in trust the quarantine ground at Staten Island, and the buildings thereon, for the uses specified in this act.

SECTION 24.

All sick persons to be provided for at the Marine Hospital until discharged; and persons eloping therefrom, to be apprehended and punished.

SECTION 25.

All non-residents, sick of malignant fever, to be sent to the Marine Hospital.

SECTION 26.

All persons of sufficient ability, not paying hospital money, shall pay a reasonable sum for their maintenance.

SECTION 27.

No person can enter the quarantine ground without a permit from the Health Officer, or Board of Health.

SECTION 28.

Every physician in the city of New-York, must report to the Commissioners of Health, every patient labouring under malignant fever between the 31st of May and the 1st of November.

SECTION 29.

All persons keeping boarding-houses, between 31st of May and 1st of November, are to report within twelve hours, to the Commissioners of Health, or the Board of Health, all transient persons who may be taken sick at their houses; and all masters of vessels are prohibited landing any sick person, without first obtaining a written permit from one of the Commissioners of Health.

SECTION 30.

No salted provisions can be packed or repacked in the city south of Canal-street, &c.; and from the 1st of May, to the 1st of October,

no salted or pickled beef or fish, unless smoked, can be deposited south of said line; and all the aforementioned articles, and all cotton and hides, which may have been deposited south of said line, prior to the 31st of May, must be reported to the Board of Health.

SECTIONS 31 & 32.

Health Commissioners authorized to receive certain moneys, from masters, crews, and passengers, arriving at the port of New-York, for the use of the Marine Hospital.

SECTION 33.

Compensation of the Health Commissioners.

SECTION 34.

Duty of the Health Commissioners to account annually with the Comptroller.

SECTION 35.

Mayor, Aldermen, and Commonalty, may appoint Health Wardens, to examine houses, yards, &c., in the day time, where they judge nuisances to exist.

SECTION 36.

Board of Health may extend the provisions of this act, and the Mayor is to issue his proclamation, declaring what extensions have been made.

SECTION 37.

Health Officer, and Health Commissioners, shall communicate to the Board of Health, all reports they may receive, and give all other information they may judge necessary for preserving the health of the city.

SECTION 38.

The Recorder shall perform all the duties enjoined upon the Mayor by this act, in case of the sickness or absence of the latter.

SECTION 39.

Nothing in this act shall interfere with the remedies against nuisances, by common law.

SECTIONS 40, 41, & 42.

The Mayors of Albany and Hudson, and Justices of the Peace, may quarantine vessels they may judge dangerous to the public health, and may appoint suitable persons to carry the necessary restrictions into effect. Council of Appointment to appoint Health Physicians for those places.

SECTION 43.

Health Commissioners empowered to prosecute for penalties and to appropriate them to the uses of the Marine Hospital.

SECTION 44.

Persons prosecuted for performing duties enjoined by this act, may plead the general issue, and give this act and the special matter in evidence.

SECTION 45.

All acts inconsistent with, or contrary to, the provisions of this act, are hereby repealed.

AN ACT, &c.

SECTION 1. *Be it enacted by the People of the State of New-York, represented in Senate and Assembly.* That there shall be a Board of Health in the city of New-York, which Board shall consist of such persons as the Mayor, Aldermen, and Commonalty of the city of New-York, in Common Council convened, shall from time to time nominate and appoint to be members of the said Board, and of the Commissioners of Health hereinafter mentioned, which said Commissioners, and those who from time to time hold that office, shall always be *ex officio* members of the said Board. That the said Commissioners shall be, a HEALTH OFFICER, who shall perform all the duties required of him by this act: a RESIDENT PHYSICIAN, whose duty it shall be to visit all sick persons reported to the Board of Health, or Health Commissioners, conformable to the twenty-sixth and twenty-seventh sections of this act: and a HEALTH COMMISSIONER, whose duty it shall be to take charge of the receipts and disbursements of all moneys appropriated to the use of the Marine Hospital establishment, for the due performance of which, he shall execute a bond to the people of this state, with one or more sureties, in the sum of five thousand dollars, which bond shall be taken and approved by the Mayor or Recorder of said city. *And further*, it shall be the duty of the said Resident Physician and Health Commissioner, to meet daily at their office, from the thirty-first day of May, to the first day of October, in each year, to transact such business, and discharge such duties, as

Board of Health, how constituted.

Commissioners of Health, ex officio members.

Duty of Health Officer, Resident Physician,

and Health Commissioner,

The latter shall give a bond.

Resident Physician and Health Commissioner shall meet at their Office daily.

shall, in virtue of this act, particularly belong, and be assigned to the said Commissioners, distinct from their duties as members of the Board of Health; and they shall further perform all other duties required of them by this act; that the said commissioners shall be appointed by the person administering the government of this state, by and with the advice and consent of the Council of Appointment. *Provided however*, that the persons heretofore appointed as Commissioners aforesaid, may continue in their respective offices, until others shall be appointed in their stead: *And provided further*, that it shall be lawful for the Mayor, or in his absence, the Recorder of the city of New-York, in case of the death or resignation of any of the said Commissioners, to appoint a suitable person to supply such vacancy, until the sense of the Council of Appointment shall be declared thereon: *And further*, that the said Commissioners shall, as soon as conveniently may be, after the said thirty-first day of May in each year, and as often as any change in the situation of their office may render it necessary, designate by advertisement to be published in the newspapers of the city of New-York employed by the corporation of the said city, the local situation of their said office.

2. *And be it further enacted*, That every vessel arriving in the port of New-York at any time of the year, from any port, island, or other place, in Asia, Africa, the Mediterranean, America lying south of Georgia, or from any West India, Bahama, Bermuda or Western Island, and all vessels from foreign ports, having on board forty or more passengers, and all vessels on board of which any person shall have been sick or died while at a foreign port, or on the homeward passage, shall proceed to, and be anchored at the place assigned for quarantine, and subject to the Health Officer's examination, and to the regulations herein prescribed; and that any master or commander of a vessel, offending in the premises, shall be considered as guilty of a misdemeanor, and on conviction thereof, shall, for each offence, be fined by any court having cognizance of the

Commissioners of Health, how appointed.

Proviso.

Mayor may fill vacancies.

Commissioners shall give notice of the situation of their office, 31st May.

What vessels may be quarantined at any time of the year.

Penalty.

same, in a sum not exceeding two thousand dollars, or imprisoned for a term not exceeding twelve months.

3. *And be it further enacted,* That every vessel arriving in the port of New-York, from any port or other place in the West Indies, in Bermuda, in America south of St. Mary's in Georgia and north of the equator, or from any port or place on the continent of Africa, or islands near to the same, between the thirty-first day of May and the first day of October in any year, shall remain at quarantine, together with their crews and passengers, not less than four days after their arrival, and as much longer as in the opinion of the Health Officer, may be expedient; during which time, the said vessel shall be ventilated and cleansed, the clothing and bedding of the crew and passengers washed and aired; when such vessels shall be permitted to proceed by him, they shall not approach within three hundred yards of that part of the Island of New-York, which lies southward of Bank-street, on the North river, and southward of Stuyvesant's dock, on the East river; but if their cargoes be in good condition, such cargoes may be brought into the city, subject to the orders and regulations of the Commissioners of Health; which vessels having been unloaded, and application made to the said Health Commissioners, they shall send a trusty person to see said vessel, and her ballast, properly cleansed, for which duty the said person shall be paid by the master or owner of the said vessel, the sum of five dollars; and when he shall report to the Commissioners of Health a vessel to be duly cleansed and purified, they may then direct such vessel to such wharf as they may deem proper, and no vessel, being at any wharf in pursuance of such direction, shall depart thence, or change her birth, between the thirty-first day of May and the first day of October, without permission of the Health Commissioners, or one of them, in writing, or by order of the Mayor, or Board of Health; and that every master, commander, consignee, or passenger, of any vessel, or any person belonging to, or connected with the same, offend-

Vessels subject to four days quarantine from 31st May to 1st of October.

Shall not come within 300 yards of the city.

A trusty person shall inspect them. Fee for examination, five dollars.

Commissioners may permit such vessels to come to the wharves.

ing against the provisions of this section, shall be considered guilty of a misdemeanor, and shall, for every such offence, be fined in a sum not exceeding two thousand dollars, or be imprisoned for a time not exceeding twelve months.

4. *And be it further enacted*, That every vessel arriving in the port of New-York, from any port, island, or other place, in the Mediterranean, in Asia, in America south of the equator, or from Madeira, Canary, Cape de Verd, Western, or Bahama Islands, between the thirty-first day of May and the first day of October, in any year, shall proceed to and remain not less than *two* days at quarantine, and shall be there ventilated and cleansed, and the clothing and bedding shall be washed and aired; and such vessel shall remain at quarantine for a longer time, if the Health Officer shall judge proper, and the Health Officer shall determine and direct, in writing, to what wharf in the said city, the said vessel may proceed, and such vessel shall remain at such wharf, and no other, and shall not depart therefrom, or change her birth, between the thirty-first day of May and the first day of October, without permission of the Health Commissioners, or one of them, in writing, or by order of the Mayor or Board of Health. *Provided*, that such vessels shall not have been at any of the ports or places mentioned in the third section of this act, after the fifteenth day of May next preceding, and in such case, such vessel shall be subject to the regulations and penalties contained in the said third section; and that every master, commander, owner, or consignee, of any vessel, offending in the premises, shall be considered guilty of a misdemeanor, and shall, for every offence, be fined in a sum not exceeding two thousand dollars, or imprisoned for a time not exceeding twelve months.

5. *And be it further enacted*, That every vessel arriving in the port of New-York, from any port, island, or other place, or from any bay, river, or inlet, in the ordinary passage from which she must pass to the south of Cape Hen-

Vessels subject to *two* days quarantine.

Health Officer shall direct such vessels to the wharves of the city.

Health Commissioners may permit such vessels to remove to other wharves.

Proviso.

Penalty.

Vessels arriving from any place south of Cape Hen-

pen, between the thirty-first day of May and the sixteenth day of October, in any year, shall proceed to, and anchor at the place assigned for quarantine, and shall be subject to the examination of the Health Officer, and to such regulations as may be deemed by him expedient; and the master or commander of a vessel, offending in the premises, shall be considered as guilty of a misdemeanor, and on conviction thereof, shall, for each offence, be fined by any court having cognizance of the same, in a sum not exceeding two thousand dollars, or be imprisoned for a term not exceeding twelve months.

lopen, between the 31st of May and 16th of Oct. are subject to quarantine.

Penalty.

6. *And be it further enacted,* That every vessel coming from any port or place where yellow, bilious malignant, or other pestilential or infectious fever existed, at the time of her sailing thence, or if during her voyage, any person has died, or been sick, on board of such vessel, with such fever, she shall proceed to, and be brought to an anchor at the quarantine anchorage, and the master, owner, or consignee shall forthwith, upon the requisition and under the direction of the Health Officer, cause such vessel to be unloaded, cleansed, and purified, and until then, no permit shall be granted for her to proceed to the city of New-York, and every vessel, under the above circumstances, arriving between the thirty-first day of May and the first day of October, shall be detained at least thirty days at quarantine after her arrival, and twenty days after her whole cargo has been discharged, and every part of the inside of such vessel thoroughly white-washed, except such parts as may be painted or varnished, which parts shall be cleansed as the Health Officer may direct, during which time, the said vessel shall be as often white-washed as the Health Officer shall judge requisite, but not less than three times, and four days intervening between each time, and wind sails shall be constantly kept in each hatchway, the weather permitting; and it shall be the duty of the Health Officer, whenever he shall judge such vessel to be clean, safe, and free from infection, to report her and her ballast to the Board

Vessels arriving from places where the yellow fever, &c. existed, or on board of which any person has died or been sick, shall be subject to quarantine,

At least 30 days,

And then reported to the Board of Health.

of Health, who shall be authorized to give further directions concerning her, and no part of the cargo of such vessel shall be conveyed to the city of New-York, without a permit, in writing, from the Health Officer; nor shall any of the crew or passengers of such vessel be permitted to go to the city of New-York, until twenty days after the last death, or sickness, of the yellow, bilious malignant, or other pestilential or infectious fever, which has occurred on board, or until twenty days after such vessel shall have sailed from any port where such fever existed at the time of her departure; and every master, owner, or consignee, or other person, neglecting or refusing to comply with such requisitions of the Health Officer, shall be considered guilty of a misdemeanor, and upon conviction thereof, shall be fined in a sum not exceeding two thousand dollars, or be imprisoned for a time not exceeding twelve months, by any court having cognizance thereof: *Provided*, that all vessels which may remain at quarantine on the first day of October, shall be subject to the same restrictions which are directed for those vessels which arrive on and after that day.

Penalty.

Proviso.

Vessels may
proceed
eastward.

Proviso.

7. *And be it further enacted*, That any vessel arriving at the quarantine ground, and bound to any place eastward of the city of New-York, and beyond this state, may be permitted by the Health Officer, after she shall have been duly visited and examined by him, to proceed through the Sound: *Provided*, the said vessel shall not be brought to an anchor off the said city, nor any of her crew or passengers shall be permitted to land in, or hold any intercourse or communication with the said city, or with any person therefrom, and that every master, commander, owner, or consignee of any vessel, or any other person, offending in the premises, shall be considered guilty of a misdemeanor, and shall, for every offence, be fined in a sum not exceeding two thousand dollars, or imprisoned for a time not exceeding twelve months.

Penalty.

Governor
&c. may

8. *And be it further enacted*, That it shall be lawful for the Governor of this state, or in his absence, the Mayor of

the city of New-York, or in the absence of both, the Recorder of the said city, whenever he shall have reason to believe, that yellow, bilious malignant, or other pestilential or infectious fever exists at any place, to issue his proclamation, directing that all vessels from such place shall proceed to the quarantine ground previous to their touching at any wharf, or holding any intercourse with the city of New-York, there to be examined by the Health Officer, and put under quarantine, as is herein prescribed, and to prohibit or regulate the intercourse by land, and by ferries, between the city and county of New-York and such infected place or places, and to order and direct, that all persons who shall come into the said city, contrary to the prohibitions and regulations in such order or proclamation as aforesaid, shall be apprehended and conveyed to the vessel or place whence they last came, or if sick, conveyed to the Marine Hospital; and that all persons offending in the premises, shall be liable to punishment, as for a misdemeanor, by fine and imprisonment, at the discretion of the court having cognizance thereof; and all magistrates, marshals, and constables, officers and ministers of justice of the said city and county of New-York, and of this state, and all other the inhabitants of this state, are hereby enjoined and required, to be aiding and assisting in the execution and enforcement of the orders and directions of the said proclamation.

order all vessels to the quarantine ground,

And interdict the intercourse between the city and infected places.

Penalty for persons offending.

9. *And be it further enacted*, That it shall be in the power of the Health Commissioners, the Mayor of the city of New-York, or the Board of Health, to order to the quarantine ground, or some other place of safety, all vessels that may be at the wharves, or in the vicinity of the said city, which in the judgment of the said Health Commissioners, Mayor, or Board of Health, may be prejudicial, or be dangerous to the public health, or have on board articles suspected to contain infectious matter, whether brought from foreign countries or otherwise, and to cause all persons, articles, or things, which may have been landed, to be arrested and seized, and to be returned forthwith on board

Health Commissioners, &c. may order the removal of vessels, &c. to a place of safety.

such vessel, or removed to the quarantine ground, and no vessel after having obeyed such order, shall return to any wharf, pier, or slip, in the said city, without permission so to do from the Board of Health, and in case any master, owner, or consignee of such vessel, shall refuse or neglect to obey such order, or shall cause such vessel to return as aforesaid, such person so offending shall be considered guilty of a misdemeanor, and shall be fined in a sum not exceeding one thousand dollars, or be imprisoned for a term not exceeding twelve months: And also, in case the master, owner, or consignee, cannot be found, or shall refuse or neglect to obey such orders, the Mayor of the city of New-York, or the Board of Health, shall have power to remove as aforesaid, such vessel or vessels, at the expence of the master, owner, or consignee.

Penalty.

Vessels may be removed at the expense of the owner, &c.

Health Commissioners shall determine the quarantine of vessels in cases not specified in this act.

Vessels having entered other ports in the U. S. are, notwithstanding, subject to quarantine.

Penalty.

No vessel shall leave the quarantine without a permit from the H. Officer.

10. *And be it further enacted*, That quarantine, in all cases where the duration of the same is not specifically described by this act, shall continue for such time as to the Health Commissioners shall seem proper, and no vessel otherwise subject to quarantine, shall be exempted therefrom by reason of her having, previously to her arrival at the port of New-York, entered into any of the ports of the United States, unless such vessel shall have discharged all her cargo, and been well cleansed, and remained at least twenty days after unlading the whole of her cargo, in some one of the aforesaid ports, and shall not have received on board the same cargo, or any other cargo, during the said twenty days: And that every master, commander, or consignee of any vessel, offending against the provisions of this section, shall be considered guilty of a misdemeanor, and shall for every such offence be fined in a sum not exceeding two thousand dollars, or be imprisoned for a time not exceeding twelve months.

11. *And be it further enacted*, That no vessel subject to the examination of the Health Officer, shall approach the city of New-York, beyond the place assigned for quarantine, without a written permit for that purpose from him,

and that the master or commander of every such vessel arriving at the city of New-York, shall, within twenty-four hours after such arrival, deliver such permit to the Commissioners of Health, or to such person as they shall direct; and every master or commander neglecting or refusing to comply with either of these directions, shall for every such offence be considered guilty of a misdemeanor, and on conviction thereof, shall be fined by any court having cognizance thereof, in a sum not exceeding two thousand dollars, or be imprisoned for a term not exceeding twelve months.

Permit to be delivered to the Health Commissioners.

Penalty

12. *And be it further enacted,* That every vessel subject to quarantine, shall be designated by colours fixed in a conspicuous part of the main shrouds of such vessel, and shall there remain until the expiration of her quarantine, and if the master or commander of any such vessel shall not comply with such direction, he shall forfeit for every such offence, the sum of fifty dollars, and the further sum of three dollars for every hour he shall so offend, to be recovered by the Health Commissioners, with costs, in any action of debt in their own names, in any court having cognizance thereof.

Colours shall be fixed in the main shrouds.

Penalty.

13. *And be it further enacted,* That it shall be lawful for the Health Officer, and he is hereby authorized and required without delay to enter on board of every vessel coming into the port of New-York, subject to his examination or visitation by this act, and to make strict search, examination, and inquiry, as to the health of the officers, seamen, and passengers, and into the state and condition of the vessel, her cargo and contents, respectively, and in order that he may be more effectually enabled to make examination, and determine how long such vessel shall be detained at quarantine, conformable to this act, it shall be lawful for him to put all such questions to the persons on board as he may judge needful and proper to that end; and the persons to whom such questions shall be put, may be required to answer the same on oath, which oath he is hereby au-

Health Officer shall examine vessels

And determine the time of quarantine,

And question persons on board under oath.

thorized to administer accordingly ; and every person swearing falsely in the premises, shall be liable to the pains and penalties of wilful and corrupt perjury ; or if any person shall oppose or obstruct the Health Officer in performing the duties required of him by this act, he shall be considered as guilty of a misdemeanor, and shall be fined in a sum not exceeding five hundred dollars, or imprisoned for a time not exceeding three months.

Penalty.

No person shall have intercourse with vessels at quarantine without a permit from the Health Officer.

14. *And be it further enacted,* That if any person shall go on board, or have any intercourse, communication, or dealing, with any vessel at quarantine, without permission from the Health Officer, he shall be considered and adjudged guilty of a misdemeanor, and he shall be detained at quarantine as long as the Board of Health shall direct, but not to exceed twenty days, unless such person should be taken sick with malignant fever ; and it shall be the duty of the Health Officer, to give immediate information of every such transgression to the Board of Health, with the circumstances attending the same, and the condition of such vessel, that the said Board may be enabled to determine how long the offender shall remain at quarantine, and if any such person, or any other person put under quarantine by virtue of this act, should elope from, or quit, or go beyond the bounds assigned to him by the Health Officer for his quarantine, it shall be lawful for any justice of the peace, or other magistrate of this state, upon examination of the case, to order and direct, by his warrant or otherwise, such offender to be conveyed to the quarantine ground, to be there confined by the Health Officer, or by such persons as he shall direct, for the remainder of his quarantine ; and every person transgressing as aforesaid, shall forfeit the sum of five hundred dollars, to be recovered by the Health Commissioners, or any one of them, by action of debt, in his or their own names, in any court having cognizance thereof.

Penalty.

Health Officer may take a bond

15. *And be it further enacted,* That it shall be lawful for the Health Officer to take a bond in his own name, from

any person put under quarantine, with one or more sureties, and in a sum not less than five hundred dollars, nor more than two thousand dollars, conditioned, that such person shall not, during his period of quarantine, approach nearer the City Hall in said city of New-York, than the distance of three miles, except in passing said city on the North or East River, and that such person shall not go into any city or town of the United States, before he would be admitted into such city or town by the quarantine laws of the said city, town, or state, respectively; and in case such bond be forfeited, the same may be put in suit, and recovered by the said Health Commissioners, or any one of them, for the benefit of the said Marine Hospital, and in case the condition of the said bond should be violated by such persons visiting any other city or town of the United States, other than the city of New-York, contrary to the condition of the said bond, it shall and may be lawful for the Board of Health, on application therefor from competent authority of such other city or town, to direct and cause the Health Officer to make such assignment of the said bond, as may enable the person or persons to whom the same may be assigned, to prosecute the said bond, and to recover the penalty thereof to the use of the assignees.

of any person under quarantine, in 500 dollars and not more than 2,000 dollars.

Condition

Bond being violated

May be assigned.

16. *And be it further enacted,* That it shall be lawful for the Health Officer, whenever he shall judge it necessary to prevent infection, to cause any bedding or clothing arriving in a vessel subject to quarantine to be destroyed, and it also shall be lawful for the board of Health in said city, whenever they or a majority of them shall judge it necessary, to cause any cargo or part of a cargo, or any other matter or thing in the said city, that may be putrid or in their opinion dangerous to the health of the said city, to be removed or destroyed.

Health Officer, or Board of Health, may destroy clothing, &c.

17. *And be it further enacted,* That no boat from any outward or inward bound vessel, shall land at the quarantine ground after sunset, nor shall boats of any description at any time pass through the range of vessels lying at qua-

Intercourse with the quarantine ground and vessels lying there, prohibited

Penalty. quarantine, without the permission of the Health Officer; and that any person offending against any of these directions, shall be considered as guilty of a misdemeanor, and shall be fined in a sum not exceeding fifty dollars.

Cotton shall not be brought into the city from 31st May to 1st October.

18. *And be it further enacted*, That no cotton which is the produce of the United States or the territories thereunto belonging, shall be brought into the city of New-York, south of a line commencing at Spring-street, on the North River, running from the same to the Bowery, and thence down the Bowery to Grand-street, through Grand-street to Walnut-street, through Walnut-street to the East River, between the thirty-first day of May, and the first day of October in any year. *And further*, That all cotton on board of a vessel, where any person is or has been sick of yellow, bilious malignant, or any other pestilential or infectious fever, during the period last aforesaid of any year, all damaged cotton, all cotton from foreign ports, or which in the opinion of the Board of Health, Health Commissioners, or Health Officer, may be dangerous to the public health, shall be carried to the quarantine ground, and shall be there detained during the period aforesaid, nevertheless, such cotton may be shipped from the quarantine ground on board any outward bound vessel or vessels which may proceed to the quarantine ground to receive the same, but after such cotton shall have been shipped on board such outward bound vessel or vessels, no such vessel shall, during the period last aforesaid, and while she has such cotton or any part thereof on board, approach the city of New-York nearer than the said quarantine ground, under the penalty of the said cotton being seized and sold by the Health Commissioners for the benefit of the Marine Hospital; and that all hides and skins arriving in the port of New-York, between the thirty-first day of May and the first day of October, in any year, shall be discharged at the quarantine ground, and if in a sound state, may be taken to any place in said city north of said line beginning at Spring-street, on the North River, and along said street to the Bowery,

Penalty.

and from thence down the Bowery to Grand-street, and through Grand-street to Walnut-street, and through Walnut-street to the East River; but it shall be lawful to bring sound hides and sound cotton, the produce of the United States or territories thereof, from the quarantine ground or other places of deposit, by water only, to be immediately taken on board of vessels, while lying at any of the wharves of the said city, for exportation or transportation out of the said city, provided they are not relanded therefrom in said city contrary to this act; and should either of the above articles be brought into said city contrary to the true intent and meaning of this act, they shall be seized and sold by the Health Commissioners, for the benefit of the Marine Hospital.

19. *And be it further enacted*, That no lighters shall be employed to unload and load vessels at quarantine, but those permitted by the Health Officer.

20. *And be it further enacted*, That it shall be the duty of the several branch Pilots and their deputies belonging to the port of New-York, to use their utmost endeavours to hail every vessel coming into the said port, and shall ask and demand of the master or commander of any such vessel, whether any person has died on board, or any person has been sick on the passage, or if any pestilential fever existed amongst the inhabitants of the port whence she sailed; and on being answered in the affirmative to any of the said questions, shall immediately give notice to the master or commander of such vessel, that he and his vessel, crew, passengers, and cargo, are subject to the examination of the Health Officer, and shall direct him to proceed and anchor his vessel at the quarantine anchorage, there to remain until he shall receive further directions from the Health Officer, and all such commanders of vessels are forbid to unload or put on shore, or on board of any boat or vessel, any goods, merchandize, or freight, or any clothing or bedding, or any person or persons from his vessel, until permitted pursuant to this act; and every master or com-

Duty of Pilots.

mander of any vessel, who shall give false information relative to the condition of his vessel, crew, passengers, freight or cargo, or the health of the place or places whence she came, when hailed by any pilot, or shall, notwithstanding being forbid by such pilot, bring his vessel nearer the city than the ground assigned for quarantine, or land any passenger, or unlade any of his cargo, shall be considered guilty of a misdemeanor, and on conviction thereof, shall be fined by the court having cognizance of the same, in a sum not exceeding two hundred dollars for each offence; and every passenger or any other person on board such vessel, departing therefrom, or unlading any of the cargo thereof, without leave first obtained from the Officer aforesaid, shall be considered guilty of a misdemeanor, and be punished, if convicted, in like manner as the master or commander last mentioned.

Penalty.

21. *And be it further enacted*, That it shall be the duty of every pilot, who conducts a vessel into the port of New-York, to take care that no violations of this act are committed by any person on board; and if any such are committed and not reported by such pilot to the Health Officer, as soon as may be, such pilot shall be considered as guilty of a misdemeanor, and shall be fined in a sum not exceeding two hundred dollars: *And further*, that it shall be the duty of every such pilot, to deliver such printed extracts from this act, as shall be entrusted to him by the Health Officer for that purpose, to every master of a vessel piloted by him into the port of New-York; and that every pilot, for neglecting or refusing so to do, shall be deemed guilty of a misdemeanor, and punishable as last aforesaid.

Wardens of
the ports
may sus-
pend pilots.

22. *And be it further enacted*, That upon complaint being made in writing, by one or more of the Health Commissioners, to the wardens of the port of New-York, charging any pilot with neglect or violation of any of the duties herein prescribed or enjoined upon him, it shall be the duty of the said wardens of the port forthwith to suspend such pilot from piloting any vessel until he shall have entered

into recognizance, before one of the justices of the peace for the city and county of New-York, in the sum of two hundred dollars, with sufficient sureties, to answer to the offence wherewith he is charged at the next general sessions of the peace, to be held in the city and county of New-York, which offence the said court is hereby authorized to try and determine, and to impose such fine as they may deem proper not exceeding the sum of two hundred dollars, and it shall be the duty of every pilot, who shall conduct any vessel subject to quarantine into the port of New-York, to bring said vessel to anchor within the buoys marking the quarantine anchorage, and every pilot neglecting or refusing to perform any duties required of him by this act, or permitting any vessel or boat to come along side of such vessel, which such pilot shall have the direction of, or permitting any thing to be thrown into such vessel or boat, shall in addition to the above penalties forfeit for every such offence the sum of twenty-five dollars, to be recovered by the Health Commissioners with costs, in an action of debt in their own names in any court having cognizance thereof.

23. *And be it further enacted,* That the hospital erected on the easterly part of Staten Island, shall continue to be denominated the Marine Hospital, and shall, together with the other buildings and improvements made or to be made thereon by the said Commissioners, with the approbation of the person administering the government of this state, or in his absence, the Mayor of the said city, and the land adjoining the same, and belonging to the people of this state be holden by the Health Commissioners, in trust for the use of the people of this state and the purposes specified in this act. And all vessels subject to quarantine shall come to anchor within the buoys as near as may be to the said hospital, which is hereby declared to be the anchoring place for vessels at quarantine between the fifteenth day of April and the first day of November, and the remainder of the year off the battery, in the East or North River; that the said Health

Marine
Hospital on
Staten Isl-
and

Holden by
the Health
Commis-
sioners.

And shall be
the place of
quarantine.

Health Officer shall be physician to the Marine Hospital.

Commissioners shall furnish it with all things necessary.

Officer shall be physician of the said Hospital, and the said Commissioners shall in other respects have the superintendence thereof, and employ mates, nurses, and attendants therefor, and provide bedding, clothing, fuel, provisions, medicine, and such other matters as shall be requisite therein; and it shall be lawful for them to make reasonable rules and orders for the government and management of the said hospital. And the said Commissioners shall also at all times furnish a convenient boat for the use of the Health Officer, with men sufficient to row the same.

All sick persons at the Marine Hospital, shall be there kept and maintained,

And if they elope therefrom may be apprehended.

24. *And be it further enacted,* That every diseased person duly landed or sent to the Marine Hospital, shall be there kept and maintained until the Health Officer shall grant him or her a discharge in writing: and if any such person shall elope, it shall be lawful for the Health Officer, to direct any constable or other person, whom he shall call to his assistance, and they are hereby enjoined and required to pursue and apprehend the person so eloped, and there again deliver him or her, to be detained until discharged as aforesaid: and any person so eloping from the Marine Hospital, or any diseased person in the Marine Hospital, refusing or neglecting to obey the directions of the Health Officer, and the orders and regulations of the Health Commissioners, shall be considered as guilty of a misdemeanor, and as such shall be punishable by any court having cognizance thereof.

Sick persons, non-residents of the city, shall be sent to the Marine Hospital,

25. *And be it further enacted,* That all persons in the city of New-York, not being residents thereof, sick of a yellow, bilious malignant, or other infectious or pestilential fever, and all things within the said city, which, in the opinion of the Health Commissioners, shall be infected by or tainted with pestilential matter, and ought to be removed from the said city, shall, by order of any of the said Commissioners, or by the Board of Health, be sent to the Marine Hospital.

And shall pay for their board, &c.

26. *And be it further enacted,* That all persons removed to the said Marine Hospital, other than those who have

paid hospital money, shall be liable to pay a reasonable sum for their board, medicine, and attendance therein; and if any of them, deemed to have sufficient means, shall refuse or neglect to pay such sum as they may be reasonably charged with, the same shall be sued for and recovered from them by the said Commissioners, by an action on the case in their own names.

27. *And be it further enacted,* That no person, unless authorized by the Health Officer, or Board of Health, shall go within the inclosure of the quarantine ground: and that every person so transgressing shall be considered guilty of a misdemeanor, and fined in a sum not exceeding one hundred dollars, or be imprisoned for a time not exceeding thirty days, by any court having cognizance thereof.

No person shall go within the quarantine ground without a permit from the Health Officer.

Penalty. ;

28. *And be it further enacted,* That every person practising physic in the said city who shall have, between the thirty-first day of May and the first day of November, in any year, a patient labouring under yellow, bilious malignant, or any pestilential or infectious fever, shall forthwith make a report in writing to some one of the said Health Commissioners, and for neglecting so to do, he shall be considered guilty of a misdemeanor, and be fined in a sum not exceeding two hundred and fifty dollars, to be recovered by action of debt by the said Commissioners, in their own names, or by either of them in his own name, in any court having cognizance of the said action.

Physicians must report their patients to the Commissioners, between 31st May and 1st Nov.

Penalty.

29. *And be it further enacted,* That every person keeping a boarding or lodging house in the city of New-York, between the thirty-first day of May and the first day of November, in any year, shall within twelve hours after any seafaring man or sojourner shall be sick in such boarding or lodging house, report in writing the name of such diseased person to one of the Health Commissioners or to the Board of Health: and that no master of a vessel, or any other person whatever, shall, between the days aforesaid, remove any sick person from any vessel lying at any wharf, or in harbour of the city of New-York, before the name of

Boarding-house keepers must report to the Commissioners of Health, or B. of Health, persons sick of malignant fever, between 31st May and 1st November.

Masters of vessels shall not land sick persons in the city.

from 21st
May to 1st
November.

Penalty.

No salted
provisions
shall be
packed at
any season
of the year,
in certain
parts of the
city,

And if stor-
ed south-
ward of said
limits, shall
be report-
ed to the
Health
Commis-
sioners, or
Board of
Health.

They may
order the
removal of
such provi-
sions,

At expense
of the own-
er, &c.

such sick person has been reported to one of the Health Commissioners, or to the Board of Health, and a written permit granted for the purpose of such removal, by the said Commissioners, or one of them, or by the Board of Health: and that any person neglecting or refusing to comply with either of these directions shall be considered guilty of a misdemeanor, and be fined in a sum not exceeding two hundred and fifty dollars, or be imprisoned for a time not exceeding six months, by any court having cognizance thereof.

30. *And be it further enacted,* That no salted provisions shall be packed or repacked at any season of the year in that part of the city of New-York lying to the southward of a line drawn from the Hudson River through the centre of Canal-street to Sullivan-street, through Sullivan-street to Grand-street, through Grand-street to Walnut-street, and through Walnut-street to the East River; and that from the first day of May to the first day of October, in any year, no salted or pickled beef or fish, except smoked beef and smoked fish, shall be deposited within or to the southward of the above limits; and all such salted and pickled beef, or pickled fish, and all hides and cotton, that may have been deposited in said city, south of said line, prior to the thirty-first day of May, and shall there remain on the first day of June, shall be reported by the owner, or person having charge of the same, to the Health Commissioners, or one of them or to the Board of Health, that the same may be examined from time to time, and removed, if in the opinion of the Board of Health, it be necessary to prevent any evil which may arise therefrom; and if the Board of Health shall order the removal of any such article, and the same shall not be forthwith removed by the owner or the person having charge of the same, it shall be lawful for the Board of Health to cause the same to be removed to some place that the said Board shall deem safe, where it shall be at the risk of the owner, and the expense of such removal, and the storage of the said articles, shall be borne by the

owner, or by the person who had charge of the said articles, at the time of the removal thereof; and if the Board of Health shall, in the first instance, pay the said expense of removal and storage, the same may be recovered by the Mayor, Aldermen, and Commonalty of the city of New-York, by action of debt against the owner, or the person who had charge of said articles, at the time they were so removed, in any court having cognizance of such action.

Provided, that nothing herein contained shall be taken to interfere with the powers herein before given to the said Board of Health, to cause provisions, or other putrid or pestilential matter, to be destroyed. *And provided further*, that nothing contained in this section shall be taken or construed to extend to such provisions as shall be exposed for sale by butchers in the public markets, or shall be kept by the heads of families for the use of their respective families; and that every person offending in the premises, shall be considered guilty of a misdemeanor, and upon conviction thereof, shall be fined for each offence in a sum not exceeding five hundred dollars, or be imprisoned for a time not exceeding six months, by any court having cognizance thereof.

Proviso.

Penalty.

31. *And be it further enacted*, That the Health Commissioner is hereby authorized and required to demand and receive, and in case of neglect or refusal, to sue for and recover, in his own name, with costs of suit, from the captain or commander of every vessel, which shall hereafter arrive in the port of New-York from any foreign port or place, the following sums of money, to wit; for each captain or commander, or cabin passenger, one dollar and fifty cents; for each steerage passenger, mate, sailor or mariner, one dollar; and from each master, mate, sailor or mariner of every coasting vessel, which shall hereafter arrive in the said port, twenty-five cents; which several sums shall be demandable of the captain or commander of every such vessel, and on payment thereof, every such captain or commander shall and may lawfully demand and receive from every such person on whose account respectively the same

Hospital money.

Proviso.

shall have been paid, the moneys so paid; and the said moneys so to be received by the said Commissioner, shall be appropriated to the use of the said Marine Hospital, deducting therefrom the sum of two and an half per cent, which he is hereby authorised to retain as a compensation for collecting the same; *Provided*, that the coasting vessels coming from the states of New-Jersey, Connecticut and Rhode-Island, shall not pay oftener than once in each month.

Masters of coasting vessels to pay hospital money within 24 hours after their arrival.

32. *And be it further enacted*, That the master or commander of every coasting vessel, shall within twenty-four hours after her arrival in the port of New-York, cause to be paid at the office of the Health Commissioner, or at such place as he shall designate in said city, such hospital money as is demandable by this act, to the said Commissioner, or such person as he shall appoint; and if any master or commander of such vessel, shall omit so to do, he shall pay a penalty of one hundred dollars, to be recovered by action of debt, by the Health Commissioner in his own name, in any court having cognizance of the said action.

Penalty.

Compensation of Resident Physician and Health Commissioner,

And Health Officer.

33. *And be it further enacted*, That the compensation of the Resident Physician, and of the Health Commissioner, shall be to each of them one thousand dollars per annum, to be paid out of the moneys by this act appropriated for the use of the said Marine Hospital; and that the Health Officer shall be entitled to receive, as physician to the said hospital, the sum of four hundred and fifty dollars per annum, to be paid as aforesaid; and also for his services in searching and examining vessels from foreign ports in pursuance of this act, the sum of six dollars and fifty cents for each vessel so by him examined, to be paid by the master or commander of the same; and the Health Officer shall also be entitled to receive from the master or commander of every vessel arriving in the port of New-York from any port, island, or other place in the United States, south of Cape Henlopen, and which he shall visit pursuant to this

act, the sum of three dollars for each vessel above one hundred and sixty tons, the sum of two dollars for each vessel not exceeding one hundred and sixty tons nor less than one hundred tons, and the sum of one dollar for each vessel below one hundred tons so visited by him. *And further*, it shall be lawful for the Health Officer to appoint an assistant, who may perform all the duties required of said Health Officer, but for whose conduct he shall be responsible; and such assistant shall take an oath well and faithfully to execute the duties of his said office.

He may appoint an assistant.

·34. *And be it further enacted*, That it shall be the duty of the said Commissioners to account annually to the Comptroller of the state for all moneys received by them for the use of the Marine Hospital; and if the same shall in any one year be more than sufficient to defray the expense of executing the trust committed to them, exclusive of such expenses as are to be borne and paid as a part of the contingent charges of the city of New-York, and including the annual compensations herein before granted to the said Commissioners, then, and in such case, the Health Commissioners shall invest it in such stock of the United States or other securities as the Governor of this state may direct, the interest of which the said Commissioners may receive for the use of the Marine Hospital; but the said stock or securities shall not be disposed of, unless the receipts should at any time be insufficient for the purposes of the said Marine Hospital, when it shall be lawful for the person administering the government of this state, upon the application of the said Commissioners, to direct them to dispose of as much thereof as will pay such deficit. *And further*, that whenever a competent sum shall have been accumulated from the surplusses of several years, sufficient to commence the building of other stone or brick hospitals in the place of the present wooden ones, then, on application by the Health Commissioners to the Governor of this state, he may direct said Commissioners to dispose of said stock or securities for such purpose.

Health Commissioners shall account annually to the Comptroller,

And invest the surplus money, if any, in stock,

And dispose of the same.

Common
Council
may ap-
point
Health
Wardens.

35. *And be it further enacted,* That the Mayor, Aldermen, and Commonalty of the city of New-York, in Common Council convened, shall have power, from time to time, as often as they deem it necessary, to appoint Health Wardens, and such suitable officers as they may think proper; and to authorize such officers, at such reasonable times as the said Mayor, Aldermen, and Commonalty, in Common Council convened, shall think fit, in the day time, to

Their duty.

enter into and examine all dwelling houses, stores, buildings, apartments, lots, yards, and enclosures, of every description, within the said city, whether the condition thereof, or any thing therein contained, may be prejudicial to the public health, that such measures may be taken as may be required, to preserve the health of the inhabitants of the said city.

Term of
quarantine
may be ex-
tended.

36. *And be it further enacted,* That whenever it shall appear to the Board of Health, that the provisions of this act, the operations of which are limited to certain periods of the year, or any of the said provisions should be extended to any greater or other period of the year, it shall and may be lawful for the Mayor of the said city, by and with the advice of the Board of Health of the said city, to publish his proclamation declaring that the said provisions of this act, or such of them as may be designated in the said proclamation, shall be extended to such time as may be mentioned in the said proclamation; and thereupon the said provisions of this act shall be extended to such times and periods as may be mentioned in the said proclamation, and this act, or such provisions thereof as aforesaid shall be taken, and construed, as if the said times and periods mentioned in the said proclamation were mentioned and set down, in the respective sections, to which the said proclamation may refer. And if, at any time after such proclamation shall have been published, the said Board of Health may think the necessity of extending the periods mentioned in this act as aforesaid has ceased, the Mayor by and with the advice of the Board of Health, may publish his proclamation:

accordingly, and thereupon the effect of the said first mentioned proclamation shall cease.

37. *And be it further enacted*, That it shall be the duty of the said Health Commissioners, from time to time, to communicate to the Board of Health such reports as may be made to them, or either of them, pursuant to this act; and it shall further be the duty of the said Commissioners, and of the Health Officer, to communicate to the Board of Health, all information in their power, which may the better enable the said Board of Health to take measures for preserving the health of the said city, and for preventing the introduction of contagious and infectious diseases; and more particularly, it shall be the duty of the Health Officer, as often as may be, to furnish the Board of Health with a report respecting every vessel he shall visit, which report shall give all such information respecting such vessel as may the better enable the said Board of Health to judge whether it may be necessary for them to take any measures in respect to the same.

Health Commissioners and Health Officer shall communicate to the Board of Health, reports respecting the health of the city,

And the H. Officer shall report the state of every vessel he visits to the Board of Health.

38. *And be it further enacted*, That in case of the absence of the Mayor from the said city, or in case of his sickness, which may render him incapable to discharge the powers and duties herein enjoined upon him, it shall be the duty of the Recorder of the said city, to discharge all and every, and to exercise all and every, the powers, enjoined upon him and given to the said Mayor by this act.

In the absence or sickness of the Mayor, the Recorder shall perform his duties.

39. *And be it further enacted*, That nothing in this act shall be construed to interfere with the remedies against nuisances prescribed by the common law.

40. *And be it further enacted*, That all vessels having on board any person infected with any malignant or pestilential fever, or coming from any place whatsoever infected therewith, shall not come into any other of the ports or harbours of this state until they shall have performed quarantine, for such time and in such manner as the persons hereinafter mentioned shall think proper to direct, to wit: for the cities of Albany and Hudson, and upon Hudson

Quarantine regulations for the cities of Albany and Hudson and other places on the Hudson River.

River opposite to the said cities, and within one mile above or below the same, the person administering the government of this state, and in his absence from the said cities respectively, the Mayor, and in his absence, the Recorder of the said cities respectively, and for any town in this state bordering or lying upon any port or harbour of this state and upon the waters opposite to the same towns, any two or more justices of the peace residing therein; and if any person subject to quarantine as aforesaid shall violate any of the regulations to be prescribed respecting the same as aforesaid, he shall be considered guilty of a misdemeanor, and shall be fined by any court having cognizance thereof, in a sum not exceeding five hundred dollars.

Justices of
the peace
may exe-
cute this
law in
towns,

41. *And be it further enacted*, That it shall be lawful for the said persons hereby authorised to execute this act, in the cities of Albany and Hudson, and for any two or more justices of the peace in any town of this state, to take effectual measures to prevent the introduction and spreading of any infectious distemper into any part of this state; and for that purpose to stop, detain, and examine any person coming from any place infected with any such malignant or pestilential fever, and if there shall be good cause to suspect any person to be infected therewith, it shall be lawful for the several persons aforesaid, to cause every such person, not being an inhabitant thereof, to be sent out of this state, or kept in such place as will not expose the inhabitants of the same to take such distemper. And further to appoint and authorise such and so many persons to aid in the execution of their powers aforesaid, as they shall respectively deem proper.

Health
Physician
to be ap-
pointed in
Albany and
Hudson.

42. *And be it further enacted*, That it shall be lawful for the person administering the government of this state, by and with the consent of the Council of Appointment, to appoint a physician in each of the cities of Albany and Hudson, to assist in carrying into effect the provisions contained in the two preceding sections of this act; and such physician, who shall examine any vessel coming from a foreign

port, shall be entitled to receive from the commander thereof, the sum of seven dollars and fifty cents.

43. *And be it further enacted*, That all fines and penalties imposed by this act, and as to which their provision shall not have been hereby made, shall and may be sued for and recovered by the Health Commissioners, in their names, or the name of any one of them, and shall be received and applied by them towards defraying the expenses of the Marine Hospital.

Commissioners may sue for fines, &c.

44. *And be it further enacted*, That if any person shall be sued for any thing done in pursuance of this act, it shall be lawful for such person to plead the general issue, and to give this act and the special matter in evidence.

And plead the general issue.

45. *And be it further enacted*, That all acts and parts of acts, of the legislature of this state, inconsistent with the provisions contained in this act, or which come within the purview thereof, be, and the same are hereby repealed.

I CERTIFY the preceding to be a true copy of an original Act of the Legislature deposited in this office. Albany, April 14th, 1820.

J. V. N. YATES,
Secretary of State.

INDEX.

	Page
<i>Africa</i> , vessels from, subject to examination at all times,	10
———certain to remain at quarantine, not less than 4 days,	11
———when discharged from quarantine, not to approach within 300 yards of the city,	ib.
<i>Albany</i> , regulations concerning quarantine at, and Health Officer to be appointed,	31, 32
<i>America</i> , vessels from, south of Georgia, subject to examination,	10
———certain to remain at quarantine not less than 4 days,	11
———when discharged from quarantine, not to approach within 300 yards of the city,	ib.
———north of the equator, regulations respecting,	ib.
<i>Asia</i> , vessels from, subject to examination,	10
———certain vessels from, to remain at quarantine not less than two days,	12
<i>Bahama or Bermuda Islands</i> , vessels from, subject to examination at all times,	10
———certain vessels from, to be detained at least two days at quarantine,	12
<i>Bedding and Clothing</i> , certain to be aired, &c. at quarantine in order to prevent infection,	11, 12
———shall be provided for the sick in the Marine Hospital,	24
———may, in certain cases be destroyed,	19
<i>Beef, pickled or salted</i> , limits wherein to be deposited,	26
———in certain cases must be reported to the Health Office,	ib.
———may be removed by the Board of Health, or Commissioners of Health,	ib.
<i>Bermuda</i> , see <i>Bahama Islands</i> .	
<i>Board of Health</i> , see <i>Health Board of</i> .	
<i>Boarding House Keepers</i> , to report sick lodgers,	25
<i>Boats</i> shall not carry persons or things from vessels deemed infected, while under care of a pilot,	21
<i>Boats</i> shall not land from any vessel at quarantine after sundown, nor, at any time, pass within the verge of vessels lying there,	19
<i>Canary and Cape De Verd Islands</i> , regulations concerning vessels arriving from,	12

	Page
<i>Cape Henlopen</i> , regulations concerning vessels arriving from any port south of, between 31st May and 1st October,	12
<i>Cargoes</i> of certain vessels, not to be sent up from quarantine without permit,	14
———when putrid, may be destroyed by order of the Board of Health,	19
<i>Clothing</i> , see <i>Bedding and Clothing</i> .	
<i>Coasting Vessels</i> , see <i>Vessels Coasting</i> .	
COMMISSIONERS OF HEALTH, see HEALTH COMMISSIONERS.	
<i>Common Council</i> may appoint Health Wardens to examine dwelling houses, &c.	30
<i>Cotton</i> , when brought into this port, regulations respecting,	20
———if deposited within a certain line, prior to the 1st of May, to be reported to the Board of Health,	26
<i>Diseases</i> , Boarding House keepers shall report lodgers taken sick of, between the 31st May and 1st November,	25
DISEASES, PESTILENTIAL, &c. see FEVER.	
<i>Fees</i> allowed to the Health Officer,	28
———to be paid by passengers for the support of the Marine Hospital,	27
<i>Ferries</i> between the city and infected places, may be interdicted,	15
<i>Fever, Yellow, Bilious Malignant</i> , &c. non-residents of the city, sick of, may be sent to the Marine Hospital,	24
———persons infected with, may, in certain cases be sent out of the state,	32
———things infected with, may be sent to the Marine Hospital,	24
———Physicians, having patients sick of, to report them,	25
———regulations concerning vessels arriving from places infected with, &c.	13
———vessels, on board of which persons may be sick of, &c. shall not enter into any port in this state, till after performing quarantine,	31
———regulations respecting coasting vessels, on board of which a person may have died of, &c.	13
<i>Fines</i> , recovered under this act, how applied,	33
<i>Fish</i> , (salted or pickled) to be deposited within certain limits,	26
———in certain cases must be reported to the Health Office,	ib.
<i>Governor</i> may designate what vessels shall be subject to quarantine and regulate the intercourse by land and ferries between the city and infected places,	15
———may direct the investment of surplus money, or the disposal of the same,	29
<i>Health, Board of</i> , appointed by Common Council,	7
———may give directions concerning vessels from infected places,	14
———empowered to punish persons having improper intercourse with vessels at quarantine,	20

	Page
<i>Health, Board of</i> , may permit vessels from the Mediterranean, &c. after two days quarantine to come up to the city,	12
—— may after certain process, permit coasters, on board of which there has been sickness, &c. to come to the city,	ib.
—— may order putrid cargoes to be destroyed,	20
—— may order salted or pickled beef, fish, &c. to be examined, &c.	26
—— may permit certain vessels, subject to anchor at 300 yards from the city, to come to the wharves after examination,	11
—— or Mayor, may order to quarantine, &c. such vessels as they may deem prejudicial to health,	14, 15
—— sick persons shall not be removed from any vessel, without a permit from the, between 31st May and 1st October,	25
<i>Health Commissioner</i> , his general duties,	9
—— his compensation,	28
<i>Health Commissioners</i> , three to be appointed, who	9
—— shall <i>ex officio</i> , be members of the Board of Health,	ib.
—— compensation allowed to the,	28
—— Comptroller shall settle annually with the, for moneys received, &c.	29
—— fees, to be demanded by the, from seamen and passengers	27
—— Marine Hospital, superintendence of, placed under their care,	29 23
—— quarantine, their powers, in regard to sending suspected persons, things, &c. to the	15
—— quarantine, to continue as long as it shall seem proper to the,	16
—— surplus money received by, how to be disposed of, after deducting the expenses of the Marine Hospital,	29
—— vacancies occurring in the office of the, by whom supplied,	10
—— shall receive permits from the Health Officer, respecting the approach of certain vessels to the city,	17
—— shall give notice where their Office is kept,	10
<i>Health Officer</i> may appoint an assistant, for whose conduct he shall be responsible,	29
—— bond, may, in certain cases, take a, from persons subject to quarantine,	19
—— his compensation and fees,	28
—— his duty respecting vessels, at all times, subject to quarantine, and vessels arriving between 31st May and 1st October,	10, 11
—— may examine persons on oath respecting the health of vessels, &c.	17
—— penalty against obstructing him in the discharge of his duty,	18

	Page
<i>Health Officer</i> , shall cause persons communicating with vessels at quarantine to be detained, &c.	25
———means to be used by the, to prevent infection,	20
———shall be physician of the Marine Hospital,	24
<i>Health Wardens</i> shall examine houses, &c.	30
<i>Hides</i> , regulations respecting, if brought into the city contrary to law, may be sold for the benefit of the Marine Hospital,	20
———if deposited within certain limits prior to 1st May, to be reported to the Health Office,	ib.
<i>Hudson</i> , regulations concerning quarantine at, and Health Officer to be appointed,	31, 32
<i>Infection</i> , persons or things, supposed to be tainted with, may be sent to the Marine Hospital,	24
———means to be used by the Health Officer, to prevent the occurrence of,	20
———means taken to prevent the introduction of, into Albany, Hudson, &c.	31, 32
<i>Infectious Diseases</i> , see DISEASES & FEVER.	
<i>Lighters</i> shall not be employed in receiving cargoes at quarantine, without permission of the Health Officer,	21
<i>Lodgers</i> , if taken sick, between 31st May and 1st November, to be reported to the Health Office,	25
<i>Madeira</i> , regulations respecting vessels arriving from, between 31st May and 1st October,	12
<i>Malignant Fever</i> , see FEVER, &c.	
<i>Marine Hospital</i> , elcment of persons from the, how punished,	19, 24
———diseased persons at the, to be obedient to the Health Officer,	24
———fees to be paid by seamen and passengers, for the support of the,	27
———fines and penalties, when incurred under this act, shall be applied to the support of the,	33
———Health Commissioners to have the superintendence of the, and Health Officer to be the physician of,	23
———moneys, receipts and disbursements of the, to whose charge committed,	9
———moneys, surplus of, how to be disposed of,	29
———persons sick of pestilential fever, non-resident of the city, may be sent to the, and (if able) shall pay for their medicine, &c.	24
———persons going within the inclosure of, how punished,	25
———pestilence, persons or things tainted with, to be sent to the,	24
———situate on the easterly side of Staten Island,	23
<i>Mayor</i> , in case of the death of any of the Health Commissioners, may make an appointment, <i>pro tem</i> .	10
———may, in the absence of the Governor, designate what vessels shall be subject to quarantine, and regulate the in-	

	Page
tercourse by land and water between the city and suspected places,	15, 16
<i>Mayor</i> may order to quarantine or other place of safety, such vessels as he may deem prejudicial to health, and in case of neglect may order their removal at the expense of the owners, &c.	16
<i>Mediterranean</i> , vessels arriving from the, subject to examination at all times,	10
——general regulations to be observed in regard to vessels from the, at quarantine,	12
<i>Passengers</i> , on board vessels at quarantine, not to depart therefrom, or unload, &c.	14
——fees to be paid by, and seamen for support of the Marine Hospital,	27
<i>Penalties</i> recovered under this act, to be applied to the support of the Marine Hospital,	33
<i>Pestilence</i> , persons and things infected with, to be sent to the Marine Hospital,	24
PESTILENTIAL DISEASES, see FEVER, &c.	
<i>Physician</i> , Resident, his duties,	9, 25
——compensation,	28
<i>Physicians</i> , to be appointed as Health Officers at Albany, Hudson, &c.	32
——to report patients sick of Malignant, &c. Fevers,	25
<i>Pilots</i> , their general duties in respect to vessels coming in from sea,	21, 22, 23
——shall upon complaint of one or more of the Health Commissioners be suspended, &c.	22
——shall permit no boats to come along side of vessels under their charge, while bringing them to quarantine,	23
<i>Provisions</i> , salted, deposited in certain limits, shall not be packed or repacked at any season of the year,	26
——if deposited within a certain line, prior to the 1st of May, &c. to be reported,	ib.
<i>Quarantine</i> , anchorage ground for vessels at, prescribed,	13
——Board of Health or Mayor, empowered to send to vessels deemed injurious to health,	16
——boats shall not land at quarantine ground after sun down, nor at any time pass through the range of vessels lying at,	19
——communication with vessels at, without permission, how punished,	18
——elopement of persons from, how punished,	ib.
——Governor, &c. may designate by proclamation what vessels shall be subject to,	14, 15
——inclosure at, no person shall enter the, without permission,	25
——infected places vessels arriving from to be purified, and afterwards reported to the Board of Health,	13

	Page
<i>Quarantine</i> , lighters shall not receive cargoes of vessels at, without a permit from the Health Officer,	21
——passengers shall not depart from, without permission,	19
——pilots, their duties in respect to vessels when bringing them to, from sea,	21, 22
——signals to be placed in the shrouds of vessels detained at,	17
——vessels from certain places, subject to detention at, for certain times,	10, 11, 12, 13

See *VESSELS*.

<i>Recorder</i> , may in the absence of the Mayor, in the case of death, &c. of any of the Health Commissioners, make an appointment, <i>pro tem</i> .	10
——may in the absence of the Governor and Mayor, designate what vessel shall be subject to quarantine, and regulate the intercourse by land and water, between the city and suspected places,	15, 16
——in absence of the Governor and Mayor, may issue his proclamation and extend the time of quarantine, &c.	30
<i>Resident Physician</i> , his duties,	9, 25
——compensation,	28
<i>Sick Lodgers</i> , between 31st May and 1st November, to be reported to the Health Officer,	25
——persons shall not be removed from vessels, at or near the wharves, without a permit,	12
<i>Signals</i> to be placed in the shrouds of vessels detained at quarantine,	19
——penalty against masters of vessels for exhibiting, when not necessary,	ib.

SHIPS, see *VESSELS*.

SLOOPs AND SMALL CRAFT, see *VESSELS*.

<i>Staten Island</i> , the Hospital erected on the easterly side of, shall continue to be denominated the Marine Hospital,	23
<i>Vessels, Coasting</i> , on board of which there may have been sickness, &c. after what time permitted to come to the city,	12, 13
——Governor or Mayor, &c. may designate by proclamation, such as shall be subject to quarantine,	14, 15
——fees of Health Officer for examining,	28
——Captains of vessels, giving false information to the Health Officer, how punished,	14
——infected, may be sent to quarantine by the Mayor or Board of Health,	15
——Health Officer, such as are subject to his examination, not to approach the city without a permit,	14
——intercourse between vessels lying at, and the city prohibited,	13, 14
——quarantine, regulations to be observed by, while lying at, or subject to,	10, 11, 13, 14
——quarantine while detained at, to be designated by a signal in the shrouds,	19



	Page
<i>Vessels, Coasting</i> , quarantine, certain vessels after being discharged from, shall not approach within 300 yards of the city,	11
———quarantine, vessels from, may in certain cases, after being examined by a trusty person, be permitted to come to the wharf,	13
———lying at or near wharves, penalty for moving sick persons from, between 31st May and 1st October, without a permit,	12
See HEALTH BOARD OF, AND QUARANTINE.	
<i>Wardens</i> of the port, their duty respecting pilots complained of by the Health Commissioners,	22
——— <i>Health</i> , appointment and duties,	30
<i>West India Islands</i> , regulations to be observed by vessels arriving from, in regard to quarantine,	10, 11, 13
YELLOW FEVER, see FEVER, BILIOUS MALIGNANT.	

PUBLIC HEALTH

PUBLIC HEALTH. An Act to Provide Against Infectious and Pestilential Diseases, Passed April 14, 1820, by the New York Board of Health. 40pp., 12mo, unbound. (N.Y., 1820).

PUBLIC HEALTH L

Med. Hist.

WZ

270

N 529ac

1820 ~~OK~~

c. 1

